



Fairhaven Board of Selectmen

December 16, 2013 Meeting Minutes

Present: Chairman Charles Murphy, Vice Chairman Robert Espindola, Clerk Geoffrey Haworth, Executive Secretary Jeffrey Osuch, and Administrative Assistant Anne Kakley.

Chairman Charles Murphy called the meeting to order in the Town Hall Banquet Room at 6:35 p.m. The meeting was telecast and video recorded by Government Access and was audio recorded by Anne Kakley.

LANCE CPL. MATTHEW RODRIGUEZ

The Board acknowledged the passing of Lance Cpl. Matthew Rodriguez in Afghanistan in the prior week. Mr. Murphy updated the public on upcoming services for Mr. Rodriguez and offered deepest condolences from the Board to the Rodriguez family.

MINUTES

- Mr. Espindola motioned to approve the minutes of the **December 2, 2013** meeting, **open** session. Mr. Haworth seconded. Vote was unanimous. (3-0).
- Mr. Espindola motioned to approve the minutes of the **December 2, 2013** meeting, **executive** session. Mr. Haworth seconded. Vote was unanimous. (3-0).
- Mr. Espindola motioned to approve the minutes of the **December 9, 2013** meeting, **open** session. Mr. Haworth seconded. Vote was unanimous. (3-0).

EXECUTIVE SECRETARY'S REPORT

In his report, Mr. Osuch updated the Selectmen on the following meetings:

- Tuesday, **December 17** –
 - 2:00 p.m. – Economic Summit meeting
- Thursday, **December 19** –
 - 7:30 to 9:00 a.m. – Forum Meeting at BBC office
 - 1:00 p.m. – Meeting with Phil Laffy, Sprint
 - 6:00 p.m. – CPC meeting – Applicants for funds
- Friday, **December 20** –
 - 10:30 a.m. to noon – Snow Plow Training from Travelers Insurance at the BPW
- Monday, **December 23** –

- 8:30 a.m. – Retirement Board meeting
- Tuesday, **December 24** –
 - 7:00 a.m. – New School Committee Meeting at Wood
 - Town Hall closing at noon
- Wednesday, **December 25** –
 - Town Hall closed

TAX RATE CLASSIFICATION

Mr. Osuch said that the Tax Rate adjustment after approval from the Department of Revenue was: \$11.50 for residential, \$23.21 for commercial. The Town still intends to get bills out before the end of the year.

CHANGE ORDER #14

The Board reviewed Change Order #14 for the New Wood School, in the amount of \$6,809.44. Mr. Espindola motioned to approve Change Order #14. Mr. Haworth seconded. Vote was unanimous. (3-0).

REQUISITION #18

The Board reviewed Requisition #18 for the New Wood School, in the amount of \$45,759. Mr. Espindola motioned to approve Requisition #18 for payment. Mr. Haworth seconded. Vote was unanimous. (3-0).

GEOTMS PRESS RELEASE – E-PERMITTING

The Board reviewed a press release for the implementation of online permitting in the Building Department. After feedback from Mr. Espindola and Mr. Murphy, the press release was finalized – see Attachment A for the final version. Mr. Espindola motioned to approve the press release for the website and press once the e-permitting is live. Mr. Haworth seconded. Vote was unanimous. (3-0).

ANNUAL LICENSE RENEWALS

The Board approved the following liquor license renewals in one motion: The Ebb Tide; Gene’s Famous Seafood; Little Bay Liquors; Riccardi’s Restaurant; Moriarty Liquors; 99 Restaurants; Pasta House; and Town Crier. Mr. Espindola motioned. Mr. Haworth seconded. Vote was unanimous. (3-0).

The Board approved the following Common Victualer’s license renewals in one motion: Brady’s Ice Box; Burger King; Dunkin Donuts (27 Alden Road); Dunkin Donuts (32 Howland Road); Fairhaven Gas; Friendly’s Restaurant; Golden Chopsticks; Hollywood Scoop; Honey Dew Donuts; Hungry Heroes; Kool Moose Café; Mac’s Soda Bar; Margaret’s Restaurant;

McDonald's; Papa Gino's; Phoenix Restaurant; and Taco Bell. Mr. Espindola motioned. Mr. Haworth seconded. Vote was unanimous.

The Board reviewed an application from A&A Auto to increase their car limit by four cars on Huttleston Avenue, because of a recent land purchase (Lot 13M) that expanded the business location. Because the request was under five cars, it did not prompt a public hearing. Mr. Espindola motioned to approve the car limit increase. Mr. Haworth seconded. Vote was unanimous. (3-0).

Mr. Espindola motioned to approve the Car Dealer license renewal for A&A Auto. Mr. Haworth seconded. Vote was unanimous. (3-0).

The Board approved the following Car Dealer licenses in one motion: Alden Buick GMC; Alden Mazda; Artistic Auto Body and Auto Sales; Fairhaven Gas, Inc (130 Huttleston Ave); Fairhaven Gas, Inc. (134 Huttleston Ave); Guard Enterprises; Howard's Auto Sales; and RRR Auto Sales. Mr. Espindola motioned. Mr. Haworth seconded. Vote was unanimous. (3-0).

The Board approved the following Car Repair licenses in one motion: Alden Buick GMC; Alden Mazda; Artistic Auto Body and Auto Sales; Automotive Diagnostic Service; Fairhaven Gas, Inc. (134 Huttleston Ave); Guard Enterprises; Jerry's Auto and Cycle Services; JR's Auto Shop; Manny's Service Station; Rick's Services; RRR Auto Sales and Sullivan Tire. Mr. Espindola motioned. Mr. Haworth seconded. Vote was unanimous. (3-0).

The Board approved a Private Livery license for Transportation Co. (Eugene Fortes) of 10 Grape Street. Mr. Espindola motioned. Mr. Haworth seconded. Vote was unanimous. (3-0).

NSTAR GAS PERMITS

- The Board reviewed an NSTAR gas permit application for 208 Main Street, previously approved by the BPW. Mr. Espindola motioned to approve the gas permit application. Mr. Haworth seconded. Vote was unanimous. (3-0).
- The Board reviewed an NSTAR gas permit application for 26 Water Street, previously approved by the BPW. Mr. Espindola motioned to approve the gas permit application. Mr. Haworth seconded. Vote was unanimous. (3-0).

ANIMAL SHELTER DONATIONS

Mr. Espindola motioned to accept \$190 in donations to the Animal Shelter, most in memory of Gladys Viera. Mr. Haworth seconded. Vote was unanimous. (3-0).

CDBG CONTRACT AMENDMENT #2

Mr. Espindola motioned to approve and sign Amendment #2 for the CDBG contract with Breezeway Consulting, to extend the period of the contract to January 15, 2014. Mr. Haworth seconded. Vote was unanimous. (3-0).

MASS ACCESS SUBSCRIPTION

The Board reviewed a request from Mr. Espindola to consider spending \$100 on a 12 month corporate membership to Mass Access for the Cable Advisory Committee. Mr. Espindola motioned to approve the request to spend \$100 on a 12 month Mass Access subscription. Mr. Haworth seconded. Vote was unanimous. (3-0).

HOUSING AUTHORITY VACANCY AND NFIA LEASE

The Board reviewed two letters of interest for a vacancy on the Housing Authority: one letter from Gregory Tutcik and one from John Farrell. Mr. Osuch informed the Board that the Housing Authority director, Krisanne Sheedy, had asked the Board to hold off on a vote until the Housing Authority board had a chance to review Mr. Farrell's letter of interest as well. Mr. Espindola motioned to table the Housing Authority appointment, and motioned to table an agenda item to discuss the NFIA's lease on Fire Station #3. Mr. Haworth seconded. Vote was unanimous. (3-0).

FRIENDLY FARM CONVENIENCE – PUBLIC HEARING

Mr. Murphy opened a public hearing at 7:00 p.m. for Friendly Farm Convenience – Change of Offices, Directors, Transfer of Stock, Change of Manager and Pledge of License. The change would remove Joseph Gaied from the officers and manager-of-record and replace him with Suzy Abdelmalak. Ms. Abdelmalak will share the corporation with her husband, Zakaria Abdelmalak. Taxes are okay and the Health department approved the change.

Mr. Abdelmalak said that he had all of his STOP certifications in place for all his employees. The Board asked Mr. Abdelmalak to return to the office the following day with a copy of those STOP certifications for the Town's file. Mr. Murphy opened the hearing to public comment. There was none. The Board members did not have any problems with the application. Mr. Espindola motioned to approve the Change of Offices, Directors, Transfer of Stock, Change of Manager and Pledge of License for Friendly Farm Convenience. Mr. Haworth seconded. Vote was unanimous. (3-0).

BOAT RAMP AND WATERFRONT REC. PROP. COMMITTEE

Mr. Murphy read a letter from the Boat Ramp and Waterfront Recreational Property Committee, asking the Board to combine the Boat Ramp Committee with the Shellfish Advisory Committee, which has remained inactive for several years. The last known meeting of the Shellfish Advisory Committee was in 1999.

After discussion with Harbormaster David Darmofal and Shellfish Officer Tim Cox, the Board was favorable to combining the two committees. After a procedural discussion, Mr. Haworth

said that it would make the most sense to create the combined board, get applicants and appointments in place, and subsequently dissolve the old committees. Mr. Osuch said that the Board would need to receive letters of interest from existing Boat Ramp/Shellfish Committee members in order to re-appoint them to the new committee.

Mr. Espindola motioned to create a Shellfish/Boat Ramp Property Committee. Mr. Haworth seconded. Vote was unanimous. (3-0). The Board asked letters of interest to be sent to the Selectmen's Office.

In their letter, the Boat Ramp Committee also asked for an update on the proposed West Island causeway fishing pier. Mr. Osuch said that there had not been any additional action on the plan at the State level, because the State has not yet appropriated their 75 percent share of the project. In response to concern over a \$27,000 expenditure out of the Hoppy's Landing account, Mr. Darmofal said that the money had been used for damage at the pier due to "electrolysis" from an unknown source.

LOBSTER BASIN CONTRACTS

At 7:20 p.m., the Board discussed 2014 Lobster Basin contracts with Mr. Darmofal and Mr. Cox. Mr. Cox said that all the applicants had paid for the year, but prior to the approval of the contracts, he asked for an amendment to be approved. Mr. Cox said that as a result of a \$2 M grant, there would be major renovations taking place at Union Wharf and there was possible that the renovations would result in the loss of a slip. Union Wharf will have its south and east side refaced, and possibly part of its west side. Mr. Darmofal said that Mr. Cox sent out certified letters to the fishermen involved and they had not received complaint. He added that their decision to "bump" someone would be based on seniority. He said that all attempts would be made to keep all vessels.

Mr. Murphy opened the hearing to public comment. There was none.

Mr. Espindola asked Mr. Darmofal to have something ready for the Selectmen to sign at their next meeting for a contract amendment for the Lobster Basin contracts. Mr. Darmofal agreed and asked the Board to approve the 12 Union Wharf dockings. Mr. Espindola motioned to approve a Union Wharf docking for: John Moniz, Bruce Ingham, Arthur DeCosta, Tim Power, Robert Hobson, Aaron Cebula, Eric Moniz, Tom Tomkiewicz, David Crowley, George Silva and Randy Moniz. Mr. Haworth seconded. Vote was unanimous. (3-0). Mr. Espindola recused himself at 7:33 p.m. Mr. Haworth motioned to approve a Union Wharf docking for Thomas Allaire. Mr. Murphy seconded. Vote was unanimous. (2-0-1). Mr. Espindola rejoined the meeting at 7:33 p.m.

OLIVER ST CHICANE – PUBLIC HEARING

At 7:34 p.m., Mr. Murphy opened a public hearing for the removal of a chicane on Oliver Street. See Attachment B for public hearing notice.

Petitioner Tome Carreiro, 34 Oliver Street, opened the meeting with an overview of the neighborhood's grievance: a "chicane" (traffic island) on Oliver Street, originally designed to

slow traffic at the entrance of the Shannon Meadows subdivision. Mr. Carreiro said that the neighborhood had outlined, in a letter to the BPW, safety and aesthetic issues with the overgrown island, which Mr. Carreiro said is not mowed by the BPW on a regular basis and has posed as a traffic hazard to the neighborhood. He said that it is continually hit by plows in the winter.

Brian Fournier of 32 Oliver Street agreed with Mr. Carreiro, calling the chicane a “poor design” that does not “serve its purpose”. He said that there are no signs to indicate his blind driveway and that a traffic table would work better than the chicane at controlling traffic.

Brian Avila of 39 Oliver Street said that the chicane does the opposite of what it is designed to do and that it has made the road more dangerous. He said that he has seen small children on bicycles almost get hit by cars because of the chicane.

Robert Roderiques of 15 Oliver Street questioned the notification of the public hearing, saying that he was not notified. Ms. Kakley said that the notification was mailed to the abutters of the Shannon Meadows subdivision. Mr. Roderiques said that he sat through “many public hearings” and that the chicane was a “calming mechanism” that was supposed to help keep the quiet feel of the neighborhood. He said that two engineers had reviewed and approved the chicane.

Mr. Carreiro said that he understood the need for a “calming mechanism” but that no traffic studies were done on the chicane or the neighborhood itself.

Albert Roderiques of 33 Marguerite Street said that the entrance to Shannon Meadows was originally supposed to be Rivard Lane, not Oliver Street. He called the chicane a “bad design” and that he would prefer a traffic table.

Town Planner Bill Roth was present. He said that the Planning Board discussed the chicane on December 10, 2013 and opposes the removal of the chicane. He said that the purpose of the chicane is to slow drivers coming around the turn. He said the chicane was reviewed and finalized by engineers. To alleviate problems, said Mr. Roth, the Planning Board was recommending a 12 to 15-foot curb cut to allow left and right turns within the chicane. He added that the grass could be replaced with an evergreen mat or decorative stone. He said that the Planning Board thinks that any cost should be incurred by the petitioners. The Planning Board does not think that the Town should spend money on the chicane’s removal or alteration when so many streets in Fairhaven are in bad shape.

Cheryl Almeida of 42 Oliver Street asked Mr. Roth if a traffic study was conducted in the area. Mr. Roth said that it was not a traffic study that was conducted, but a traffic analysis, as traffic did not yet exist at the time of the chicane’s design.

Mr. Roth said that he did not think the Selectmen should take a vote on the chicane at that meeting. He advised the Board to come up with a plan first, before taking action. He added that if they removed the chicane and patched the asphalt, it would be prone to cracking unless they fully removed and properly seamed the asphalt. Moreover, Mr. Roth said that if there is nothing

there in the island at all, the street will become unusually wide and will invite even more speeding issues.

Mr. Haworth said that he would favor removing the chicane and replacing it with a rumble strip, which would deter speeding and be plowable. He said that the Town would not have the funds to pay for such a change, and that he would expect the cost of installing a rumble strip to be borne by the petitioners/neighborhood. If petitioners are not willing to pay the cost involved, they could petition town meeting to pay from General Fund.

Mr. Avila spoke again, saying that he thought it was unfair to have the petitioners bear the cost of the chicane's removal and replacement.

Mr. Roth said that he wanted the neighbors to know that a rumble strip could be a noisy solution. Mr. Haworth agreed, but he said the point of a rumble strip is to try to avoid hitting it.

Ms. Almeida asked if they could install a Stop sign. Mr. Haworth said that Stop signs could only be placed at intersections and the area is not an intersection.

Mr. Carreiro said that the Highway Superintendent, John Charbonneau, had assured him that there was money in the BPW budget for the project. Mr. Haworth said that perhaps there was enough in the BPW budget for the chicane removal, but not enough for any other work, as would be stipulated by the Board of Selectmen.

Mr. Murphy suggested that those in attendance should review the recommendations as made by the Planning Board. He said that he liked the idea of having the BPW review options for the petitioners.

Mr. Espindola said that he wanted to be clear that that the Town was not necessarily making a judgment on the safety of the chicane.

Mr. Roth said that one safety table would not be enough and that he advised two or three tables in order to slow traffic coming into the subdivision.

Mr. Murphy asked Mr. Osuch to comment. Mr. Osuch said that to make a decision, someone would have to hire a traffic engineer. He said that the first step was to have a study done and then go from there.

Mr. Haworth suggested having the issue go before the BPW for consideration. He said that there was a small amount of money in an engineering account that could be used on the project. Mr. Osuch added that they could get quotes from engineering firms, and added that he did not think the \$2,000 in the Town engineering account would cover the full cost.

Mr. Haworth motioned to table the issue and send it back to the BPW to get an engineering quote. Mr. Espindola seconded. Vote was unanimous. (3-0).

Mr. Osuch suggested that the BPW could consider a range of scenarios for the chicane's replacement, including the cost of each scenario. Mr. Carreiro said that the BPW's minutes reflect that they do not support the chicane and they think that it should have never been installed.

POLICIES AND PROCEDURES

Mr. Espindola asked to table a discussion on the policy manual, as there was some confusion on which policies he wanted to discuss and as a result, there were no policies included in the Selectmen's meeting packet for discussion. Mr. Espindola motioned to table the policies discussion until after the New Year. Mr. Haworth seconded. Vote was unanimous. (3-0). Mr. Espindola asked Ms. Kakley to send a copy of the five towns' policies and procedures manuals that helped to create the Town's draft document of Selectmen policies, which has not yet been formally accepted. Ms. Kakley agreed. Ms. Kakley will work on re-drafting the policies manual with Mr. Espindola.

LETTER FROM AL BENAC RE: ROGERS DEED

The Board read a letter from Town Curator Al Benac regarding a Rogers portrait and the deed to the Rogers School, both of which are currently in the School Department's possession. See Attachment C. Mr. Espindola motioned to send a letter to Dr. Baldwin's office to inquire about the status of these items, and if they could be relinquished to the Town. Mr. Haworth seconded. Vote was unanimous. (3-0).

COMPASSIONATE CARE CLINIC LETTER

The Board reviewed a letter of support for the CCC application for a Medical Marijuana dispensary permit from the DPH. Mr. Espindola asked to remove the word "particularly" and said that he would support sending the letter from the Board with that removal. See Attachment D for the final version of the letter. Mr. Espindola motioned to sign and send the letter. Mr. Haworth seconded. Vote was unanimous. (3-0).

FINANCIAL POLICIES

The Board reviewed a proposed Cash Management, Debt, Receipt, and Fraud policy, which will eventually be part of a larger Financial Management Policy document. Mr. Espindola motioned to approve and adopt the Cash Management, Debt, Receipt, and Fraud policies. Mr. Haworth seconded. Vote was unanimous. (3-0).

BUDGET PREPARATION

Mr. Osuch said that, after the Christmas holiday, the Town departments would be asked to submit a proposed budget for the FY15 budget. The Finance Committee has already requested budgets to reflect a 0%, 1%, and 2% increase over their FY14 request. After discussion from the Board, they decided to ask departments to submit budgets reflecting a 2% decrease from their

FY14 request, and a 0% and 1% increase over FY14 requests. Mr. Haworth motioned the request. Mr. Espindola seconded. Vote was unanimous. (3-0).

SPECIAL TOWN MEETING

Mr. Osuch told the Board that some of the dates they gave did not work for the Town Moderator. He asked them to provide other dates. The Board decided to table the matter until December 30.

EXECUTIVE SESSION – CLERICAL UNION REQUEST

Before entering executive session, Mr. Haworth said that he did not think the Board could enter executive session for one of the matters before them (request for increase of pay from a Clerical Union employee). Atty. Thomas Crotty was present, and he said that the Board could, in fact, enter executive session for the matter because it was requested by the Union representative. He said that the Board did not have to take a vote in executive session. Mr. Murphy asked Clerical Union representative Scott Taveira if he wanted to enter executive session and he said yes.

OTHER BUSINESS

In Other Business:

- Mr. Espindola thanked everyone who was involved in making the December 14 Holiday Shops at the Town Hall a success
- Mr. Haworth wished everyone a Merry Christmas
- Mr. Murphy wished everyone a Merry Christmas and a safe holiday

At 9:38 p.m., Mr. Espindola motioned to enter Executive Session, pursuant to MGL 30A § 21:

- To discuss strategy with respect to collective bargaining – Clerical, Police, Dispatchers Union negotiations
- To discuss strategy with respect to potential litigation – Union Wharf – MacLean’s Seafood Building
- To discuss strategy with respect to potential land acquisition – Mill Road

Mr. Haworth seconded the motion to enter Executive Session for the aforementioned reasons, not to reconvene into open session afterward. Vote was unanimous. (3-0). Roll call vote: Mr. Espindola in favor. Mr. Murphy in favor. Mr. Haworth in favor.

Respectfully,

Anne Kakley

Administrative Assistant

Board of Selectmen
(Minutes approved 12/30/2013)

APPLY FOR PERMITS ONLINE WITH E-PERMITTING

FAIRHAVEN, MA -- The Town of Fairhaven is pleased to announce that both residents and contractors now have the convenience of accessing the Town Hall Building Department online 24/7. With a special thanks to the Executive Secretary, Board of Selectmen, Town Officials and GeoTMS Software, residents and contractors doing work in Fairhaven will be able to submit a number of building permit applications online, at their convenience.

No longer will residents and contractors have to commute to-and-from the Town Hall to submit routine applications. Now, residents and contractors alike will be able to obtain services online without needing to leave their homes or jobsites.

This new approach will not only offer better service to residents and contractors, but it will also allow them to check on the status of their applications online and will allow the Town of Fairhaven to operate even more efficiently.

Homeowners and licensed contractors can go on the Town's website and click "Departments", then "Building Department" to access the Town Hall's online portal. From here, they will be able to submit an array of Building permit applications. Additionally, applicants will be able to attach documents to their applications.

TOWN OF FAIRHAVEN, MASSACHUSETTS

Residents | Businesses | Visitors

Home - Building Department - Building Department

Building Department

Contact: Wayne Foslin
Building Commissioner, Ext. 118
Lisa Moritz
Administrative Assistant, Ext. 117

Address: Town Hall
40 Center Street
Fairhaven, MA 02719

Phone: 508-979-4023, Ext. 7

Fax: 508-979-4079

Hours: Monday-Friday 8:30-4:30

Building Department Links:

- Downloadable Forms
- Zoning Bylaws
- Search for a Permit
- MA Dept. of Public Safety Maps
- Online Permit User Guide
- Permits and Applications
- Apply for a Permit Online

Staff Directory

Name	Title	Phone
Wayne Foslin	Building Commissioner	508-979-4019
Lisa Moritz	Administrative Asst.	508-979-4019
Norman Lussier	Plumbing Inspector	508-509-5537 7-8:00 am
Henry Dalgie	Gas Inspector	508-951-1732
John Cottrill	Chief Wreck Recorder	508-528-0116 (ext)

The public will also be able to pay for their applications online, or they may still choose to mail a check or deliver a check to the Town Hall in person.

Applicants will enjoy the ability to fill-out multiple Building applications at once, including Board of Appeals applications, saving them even more time. The Town of Fairhaven and GeoTMS are proud to offer this new service to residents, contractors and local businesses, starting with the Building Department and plan to roll out similar capability in other departments soon.

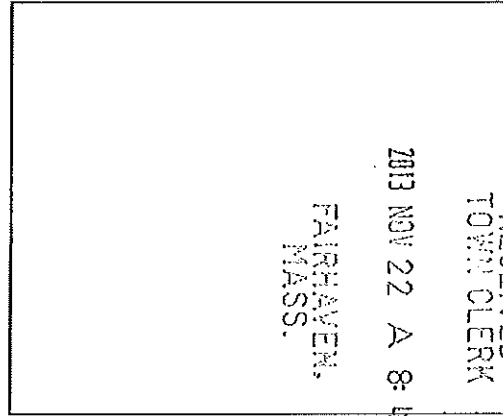
Please call the Building Department with any questions: (508) 979-4019 ext. 7.



Charles K. Murphy
Robert Espindola
Geoffrey A. Haworth II

Fairhaven Board of Selectmen

Town Hall • 40 Center Street • Fairhaven, MA 02719
Telephone (508) 979-4023 • FAX (508)-979-4079



FAIRHAVEN BOARD OF SELECTMEN PUBLIC HEARING NOTICE

Notice is hereby given that the Fairhaven Board of Selectmen will conduct a Public Hearing at 7:30 P.M. on December 16, 2013, in the Banquet Room, Town Hall, 40 Center Street, Fairhaven, MA.

The purpose of the hearing will be to receive information and public comment on the following request:

- 1) *Petition:* A petition from Tomé Carreiro and others to consider the removal of a chicane/island on Oliver Street in the Shannon Meadows subdivision

A copy of the request with pictures is on file for public review at the Selectmen's Office, Town Hall from 8:30 a.m. to 4:30 p.m., Monday through Friday. For more information or to schedule an appointment to review the application call the Selectmen's Office at (508) 979-4023.

Charles K. Murphy, Sr., Chairman of the Board of Selectmen

RECEIVED

DEPARTMENT OF FINE ARTS

TOWN OF FAIRHAVEN 2013 DEC 10 P 3:49

ALBERT F. BENAC

CURATOR

BOARD OF SELECTMAN
FAIRHAVEN MASS

DECEMBER 10, 2013

FAIRHAVEN TOWN HALL
BOARD OF SELECTMEN,
CHAIRMAN AND MEMBERS

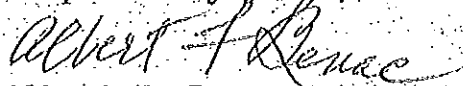
GENTLEMEN,

As Chairman of the Fine Arts and Historical Archives, I wish to call your attention to a large problem of Ownership. I find that the School Department, Dr. Baldwin, has placed claim to the Original Deed given to Fairhaven, not to the School by HENRY HUTTLESTON ROGERS in 1885. This is a Historical Document which belongs to everyone, not just the School Department.

This salvaged document was rescued by me from a closet at the Rogers School several years ago. Also a framed picture of HENRY HUTTLESTON ROGERS was missing for several months, and unaccountable by the School Department.

It took a week by the Police Department to find the Portrait. I could not verify the Portrait I was told by Dr. Baldwin. As Art Curator, I am asking the Selectboard to exercise your authority for the return of Historical Memorabilia to be displayed in the Town Hall, not hidden in a conference room.

Respectfully yours,



Albert F. Benac

Art Curator



Charles K. Murphy
Robert Espindola
Geoffrey A. Haworth II

Town of Fairhaven
Massachusetts
Office of the Selectmen

40 Center Street
Fairhaven, MA 02719

Tel: (508) 979-4023
Fax: (508) 979-4079
selectmen@Fairhaven-MA.gov

December 17, 2013

Commissioner Cheryl Bartlett
c/o Medicinal Marijuana Program
Massachusetts Department of Public Health
250 Washington Street, 2nd floor
Boston, MA 02108

Dear Ms. Bartlett:

The Fairhaven Board of Selectmen would like to reaffirm its support for Compassionate Care Clinics (CCC) in its pursuit of a license to operate an RMD in our community. We are supportive of the non-profit operating model they have chosen and we are confident that the CCC executive team is focused on providing excellent patient care in the true spirit of the law. CCC has collaborated with law enforcement officials including Fairhaven Police Chief Myers and Bristol County District Attorney C. Samuel Sutter. Both Chief Myers and DA Sutter have committed to working with CCC in ensuring a secure facility.

CCC enjoys unanimous support from the Fairhaven Board of Health, Board of Selectmen and Executive Secretary Jeffrey Osuch. The Planning Board has proposed a draft Bylaw and is having a public hearing on 12/10. We expect that the Bylaw will go to Town Meeting sometime early next year and that it will be favorably received and will negate any need for a moratorium.

If a provisional license is granted to CCC, they would move forward with construction on their proposed location while awaiting passage of the Bylaw and for the Department of Public Health to grant them final approval.

Please feel free to contact us with any questions or concerns

Sincerely,

Charles K. Murphy, Sr., Chairman

Robert Espindola, Vice Chairman

Geoffrey A. Haworth, II, Clerk